

State of California  
Regional Water Quality Control Board  
San Diego Region

EXECUTIVE OFFICER SUMMARY REPORT  
December 14, 2005

ITEM: 14

**TIME CERTAIN AT 1:00 P.M.**

SUBJECT: Workshop: A review of the requirement for fiscal assurances as required in the Municipal Storm Water Permits in the San Diego. The Regional Board will review and discuss compliance with the regulatory requirement to establish sustained funding for the copermitee storm water programs. Participation by dischargers and the public is encouraged. (*John Robertus*)

PURPOSE: This workshop is intended to facilitate public comments and discussion concerning the requirement in the municipal storm water permits in the San Diego Region to establish, sustain, and report funding that can support copermitee storm water programs. This workshop is intended to both better understand the existing requirements and to initiate improvements that can be included in the new San Diego County municipal permit to be adopted by the Regional Board in early 2006. The Regional Board will participate in the workshop but will not take an action.

PUBLIC NOTICE: The Agenda Notice for the December 14, 2005 Regional Board Meeting serves as the public notice for this workshop. The Agenda Notice was issued on November 18, 2005, thus allowing for a 10-day minimum public notice. Also, the Agenda Notice was posted on the Regional Board website on November 18, 2005.

DISCUSSION: This workshop was initially scheduled for the November 9, 2005 Regional Board meeting. Due to limited time to conduct the workshop, the workshop was rescheduled for the December 14, 2005 Regional Board meeting.

The MS4 storm water permits require the copermitees to report assurances of their ability to fund their storm water programs. Guidance from the Regional Board would be

helpful in interpreting the funding assurance requirement and determining compliance with this requirement. One or more metrics might be appropriate to evaluate sufficiency of resources and to compare funding levels between copermittee programs.

This workshop on fiscal assurances from copermittees' is timely as part of a review of this requirement for modifications in the San Diego MS4 storm water permit renewal.

**KEY ISSUES:**

1. What is the basis for the financial assurances requirement language in the municipal stormwater permits?
2. What actions are required by the copermittees to comply with the current San Diego Regional Board municipal storm water permits?
3. What is the significance of non-compliance with the financial assurance permit requirements for the copermittees and the Regional Board?
4. What improvements in the financial assurances requirements can be incorporated into new storm water permits?
5. Should the Regional Board establish metrics to measure and compare copermittee funding levels for their respective storm water programs?

**LEGAL CONCERNS:**

None

**SUPPORTING DOCUMENTS:**

1. Statement of Current Regional Board Requirements for Fiscal Analysis in MS4 Permits.
2. 2005 Stormwater Utility Survey, Black and Veach Co. 11401 Lamar Ave. Overland Park KS.
3. Alternative Approaches to Stormwater Quality Control, 2004 study conducted for the Los Angeles Regional Water Quality Control Board. (copy given to Board at 10/12/05 meeting)
4. "Finding the Money for Stormwater Management," Stormwater Magazine article, September/October 2005

*(The Supporting Documents were included in your November 9, 2005 agenda package.)*

**RECOMMENDATION(S):** To be provided at the conclusion of the workshop.